MULTIMEDIA UNIVERSITY

STUDENT ID NO

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# MULTIMEDIA UNIVERSITY

# FINAL EXAMINATION

**TRIMESTER 1, 2019 / 2020**

## PIL0012 – INTRODUCTION TO LAW

(All Sections / Groups)

15 OCTOBER 2019
9.00 a.m. - 11.00 a.m.
(2 Hours)

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**INSTRUCTIONS TO STUDENT**

1. This Question paper consists of **THREE (3)** pages including the cover page.
2. Answer **ONE** question from Section A and **ALL** questions from Section B.
3. Please print all your answers in the Answer Booklet provided.

## SECTION A: ESSAY [25 MARKS]

**Instruction:** Answer **ONE** question only.

### QUESTION 1A

Equity was developed as a separate system from common law since it was developed to fill in the gaps and to remedy the defects under the common law system. This is why equity is known as the "gloss on the common law".

Explain the development of equity under English law.

**(Total: 25 marks)**

### QUESTION 1B

Prior to the Norman Conquest of England in 1066, there was no unitary or national legal system whereby the English legal system involved a mass of oral customary rules which varied according to the regions.

Explain the historical development of common law in England.

**(Total: 25 marks)**

## SECTION B: ESSAY [75 MARKS]

**Instruction:** Answer **ALL** questions.

### QUESTION 2

Assuming that you are a law lecturer at Multimedia University and you are required to educate a group of 340 Alpha law students on the techniques of studying law.

Explain to them the methods of legal study.

**(Total: 25 marks)**

**Continued...**

## QUESTION 3

"In my judgment, since the words in S.20 of the Act are themselves precise and unambiguous, then one need not go any further than to expound those words in their ordinary and natural sense. Put in another way, the words themselves alone best declare the intention of the law giver."

[Abdul Malik Ishak J in *Ng Kook Kin v Public Prosecutor* (1995) 2 MLJ 35]

Discuss the above statement with reference to statutory interpretation and support your answer with relevant authorities.

**(Total: 25 marks)**

## QUESTION 4

"Adversary system is a method of adjudication in which active and unhindered parties, usually through their lawyers, contest with each other and present support in favour of their respective positions, usually through the examinations and cross-examination of witnesses and presentation of other evidence, to a neutral and independent decision maker."

[*Webster's New World Law Dictionary*, 2010, Wiley Publishing, New Jersey]

In view of the above definition, discuss the application of the adversarial system in Malaysia.

**(Total: 25 marks)**

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